

AMENDED IN ASSEMBLY MAY 31, 2001  
AMENDED IN ASSEMBLY APRIL 2, 2001  
AMENDED IN ASSEMBLY FEBRUARY 26, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 6**

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**Introduced by Assembly Member Cardenas**  
**(Coauthors: Assembly Members Alquist, Chavez, Correa, Diaz,**  
**Goldberg, Havice, Keeley, Koretz, Lowenthal, Rod Pacheco,**  
**Pavley, Salinas, Vargas, Washington, and Wiggins)**  
**(Coauthors: Senators Kuehl and Perata)**

December 4, 2000

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An act to add Sections 8483.75, 8483.76, and 8483.77 to, and to amend and repeal Section 8484.3 of, the Education Code, relating to before and after instructional day school programs.

LEGISLATIVE COUNSEL'S DIGEST

AB 6, as amended, Cardenas. Before and after school programs.

Existing law establishes the After School Learning and Safe Neighborhoods Partnership Program to create incentives for establishing local after school enrichment programs and establishes maximum grant amounts for participating schools.

This bill would require a credentialed teacher selected by the principal or school administrator to serve as liaison between the school and the program, would permit schools to establish before and after school programs under these provisions, would establish maximum grants for before and after school programs, and would revise related funding priorities.

Existing law, notwithstanding any other provision of law or regulation, permits a participating program operated by a city, county, or nonprofit organization to operate for up to 20 hours per week without obtaining a license or special permit otherwise required under prescribed provisions of law.

This bill would increase the authorization to 30 hours per week.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. This act shall be known, and may be cited, as the  
2 Tony Cardenas Working Families Before and After School  
3 Program Act.

4 SEC. 2. Section 8483.75 is added to the Education Code,  
5 immediately following Section 8483.7, to read:

6 8483.75. (a) For the purposes of this article, a “before and  
7 after school program” is a program operated under this article that  
8 provides pupil services commencing at or before 6 a.m. and ending  
9 at or after 6 p.m.

10 (b) Notwithstanding any provision of law to the contrary, a  
11 school may operate a before and after school program as an  
12 eligible program pursuant to this article. In lieu of the grant  
13 amounts set forth in paragraphs (1) and (2) of subdivision (b) of  
14 Section 8483.7, a school operating a before and after school  
15 program shall receive grant amounts as set forth in this section.

16 (c) Every school that establishes a before and after school  
17 program pursuant to this article is eligible to receive a three-year  
18 renewable incentive grant, subject to annual reporting and  
19 recertification as required by the State Department of Education,  
20 as follows:

21 (1) For a program that serves elementary, middle, or junior  
22 ~~high school pupils, fourteen dollars (\$14) per pupil for each day~~  
23 ~~in which the pupil attends for at least three hours: high school~~  
24 ~~pupils, a program operating as a before and after school program~~  
25 ~~pursuant to this section shall receive five dollars (\$5) per pupil per~~  
26 ~~day for the after school component of the program as set forth in~~  
27 ~~subclause (i) of clause (A) of paragraph (1) of subdivision (b) of~~  
28 ~~Section 8483.7, and shall also receive five dollars (\$5) per pupil~~  
29 ~~per day for the before school component of the program.~~

(2) To receive reimbursement pursuant to paragraph (1), the program administrator shall apply to and receive approval annually from the Superintendent of Public Instruction. Approval by the Superintendent of Public Instruction shall be based on program results.

(d) The maximum total weekly reimbursement pursuant to subdivision (c) shall be ~~seventy dollars (\$70)~~ *fifty dollars (\$50)* per pupil per week. The maximum total annual grant amount awarded pursuant to subdivision (c) shall be ~~two hundred ten thousand dollars (\$210,000)~~ *one hundred fifty thousand dollars (\$150,000)* for each regular school year for each elementary school and ~~two hundred eighty thousand dollars (\$280,000)~~ *two hundred thousand dollars (\$200,000)* for each regular school year for each middle or junior high school.

(e) For large schools, the maximum total annual grant amounts set forth in subdivision (d) may be increased based on the following formulas, up to a maximum amount of twice the respective limits specified in subdivision (c):

(1) For elementary schools, multiply ~~two hundred ten dollars (\$210)~~ *one hundred fifty dollars (\$150)* by the number of pupils enrolled at the schoolsite for the normal schoolday program that exceeds 600.

(2) For middle schools, multiply ~~two hundred ten dollars (\$210)~~ *one hundred fifty dollars (\$150)* by the number of pupils enrolled at the schoolsite for the normal schoolday program that exceeds 900.

(f) Within the priority system established pursuant to Section 8482.5, of those programs operating before and after school programs, first priority shall be given to programs providing services to ~~pupils~~ *pupils* schools ranking in the lowest 25th percentile on the academic performance index, and second priority shall be given to programs providing services to ~~pupils~~ *pupils* schools ranking between the 25th percentile and 50th percentile on the academic performance index.

(g) *In order for a before and after school program to be eligible for the daily reimbursement for the before school attendance of a pupil, the pupil shall attend the before school component of the program for at least one hour on that day.*

SEC. 3. Section 8483.76 is added to the Education Code, immediately following Section 8483.75, to read:

1 8483.76. (a) Notwithstanding any provision of law to the  
2 contrary, including, but not limited to Section 8483.7, every  
3 school that establishes a program pursuant to this article may elect  
4 to operate the program in any of the following methods or  
5 configurations:

6 (1) A regular after school program. For the purposes of this  
7 section, a “regular after school program” is a program that  
8 operates from 3 p.m. to at least 6 p.m. during the regular school  
9 session. A program operating pursuant to this paragraph may elect  
10 to receive reimbursement as set forth in clause (i) of subparagraph  
11 (A) of paragraph (1) of subdivision (b) of Section 8483.7.

12 (2) A regular and extended after school program. For the  
13 purposes of this section, a “regular and extended after school  
14 program” is a program that operates from 3 p.m. to at least 6 p.m.  
15 during the regular school session and during intersession or  
16 summer school, or both. A program operating pursuant to this  
17 paragraph may elect to receive reimbursement as set forth in  
18 paragraph (3) of subdivision (b) of Section 8483.7.

19 (3) A regular before and after school program. For the purposes  
20 of this section, a “regular before and after school program” is a  
21 program that operates from 6 a.m. to at least 6 p.m. during the  
22 regular school session. A program operating pursuant to this  
23 paragraph may elect to receive reimbursement as set forth in  
24 paragraph (1) of subdivision (c) of Section 8483.75.

25 (4) A regular and extended before and after school program.  
26 For the purposes of this section, a “regular and extended before  
27 and after school program” is a program that operates from 6 a.m.  
28 to at least 6 p.m. during the regular school session and during  
29 intersession or summer school, or both. A program operating  
30 pursuant to this paragraph may elect to receive reimbursement as  
31 set forth in paragraph (1) of subdivision (c) of Section 8483.75, or  
32 may elect to receive 30 percent of the total annual grant amount  
33 awarded to the school pursuant to this subdivision.

34 (b) *Every before and after school program operating pursuant*  
35 *to this section shall secure cash or local matching funds in the same*  
36 *manner as set forth in paragraph (4) of subdivision (b) of Section*  
37 *8483.7.*

38 SEC. 4. Section 8483.77 is added to the Education Code,  
39 immediately following Section 8483.76, to read:



1 8483.77. A credentialed teacher chosen by the principal or the  
2 school administrator shall serve as a liaison between the  
3 participating school and a program operated pursuant to this  
4 article. The credentialed teacher shall provide guidance in  
5 establishing the educational and literacy component of the  
6 program required pursuant to paragraph (1) of subdivision (c) of  
7 Section 8482.3.

8 SEC. 5. Section 8484.3 of the Education Code, as added by  
9 Chapter 318 of the Statutes of 1998, is repealed.

10 SEC. 6. Section 8484.3 of the Education Code, as added by  
11 Chapter 319 of the Statutes of 1998, is repealed.

12 SEC. 7. Section 8484.3 of the Education Code, as added by  
13 Chapter 320 of the Statutes of 1998, is amended to read:

14 8484.3. (a) Programs established pursuant to this article shall  
15 not be required to comply with the requirements of other  
16 provisions of this chapter or requirements set forth in Chapter 19  
17 of Division 1 of Title 5 of the California Code of Regulations.

18 (b) Notwithstanding any other provision of law or regulation,  
19 a program operated by a city, county, or nonprofit organization  
20 pursuant to this article may operate for up to 30 hours per week  
21 without obtaining a license or special permit under Chapter 3.4  
22 (commencing with Section 1596.70) or Chapter 3.5 (commencing  
23 with Section 1596.90) of Division 2 of the Health and Safety Code.

24 SEC. 8. *If the amount appropriated in the annual Budget Act*  
25 *or other measure for purposes of Section 8483.75 of the Education*  
26 *Code is insufficient to fully fund the grants provided for in that*  
27 *section, the amount appropriated shall be allocated to school*  
28 *districts on a pro rata basis.*

